

REMARKS

Claims 1-10 are pending. By this Amendment, no claims are cancelled, claims 1 and 5 are amended and no new claims are added. Support for the amendments can be found throughout the specification and figures as originally filed. No new matter has been added.

Claim Rejections – 35 U.S.C. § 103

Claims 1-10 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,169,896 to Sant et al. in view of U.S. Patent No. 6,928,280 to Xanthos et al. Claims 1 and 5 have been amended to recite “the at least one selection or reselection parameter being used to modify the geographical sizing of each cell of the network.” Insofar as the rejections apply to the newly amended claims 1 and 5, Applicant respectfully traverses the rejection.

Neither Sant et al. nor Xanthos et al., taken alone or in combination, disclose or suggest the limitation of “the at least one selection or reselection parameter being used to modify the geographical sizing of each cell of the network” as recited in newly amended claims 1 and 5, in combination with the other limitations of the claims. As stated in the present application on page 5, lines 12-14, “the selection and reselection parameters are the parameters that can be used to *modify the geographical sizing of each cell of the network.*” (Emphasis added).

Sant et al., on the other hand, is directed to a “system for directly comparing on a service quality basis a plurality of wireless network services.” Abstract. The system of Sant et al. “is particularly designed to evaluate, on a side-by-side comparison basis, communication network services of various types, including particularly wireless network services,...the communication network services will consist of a plurality of wireless cellular networks all operating within a

given geographic area.” Col. 3, line 62 – Col. 4, line 2. The “selection” or “reselection” parameters of Sant et al. referenced by the Examiner on page 2 of the Office Action are not sizing parameters, as in the present application.

Xanthos et al. does not make up for the deficiencies of Sant et al. and is instead directed to a “method and system for measuring data quality of service in a wireless network using multiple peripatetic (i.e. mobile) and/or stationary, unattended, position and performance instruments (PUPPIs) that are remotely controlled by a back end processor.” Col. 3, lines 40-44. Like Sant et al., Xanthos et al. does not contemplate selection and reselection parameters used to modify the geographical sizing of each cell of the network.

Additionally or alternatively, Sant et al. and Xanthos et al., are silent with respect to the limitation of “the predefined values of selection or reselection parameters overwriting the values of the selection or reselection parameters received from the mobile telephone network” as recited in newly amended claim 1 in combination with the other limitations of the claims.

As Xanthos et al. fails to cure the aforementioned deficiencies of Sant et al. and neither Sant et al. nor Xanthos et al., considered individually or in combination, teaches, suggests or provides a rationale basis for “at least one selection or reselection parameter being used to modify the geographical sizing of each cell of the network” and/or “predefined values of selection or reselection parameters overwriting the values of the selection or reselection parameters received from the mobile telephone network,” claims 1 and 5 are not *prima facie* obvious. Claims 2-4 depend from claim 1, and claims 6-10 depend from claim 5, and are allowable for at least the reasons claims 1 and 5 are allowable.

In view of the foregoing, it is submitted that this application is in condition for allowance. Favorable consideration and prompt allowance of the application are respectfully requested.

The Examiner is invited to telephone the undersigned if the Examiner believes it would be useful to advance prosecution.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Daidre L. Burgess". The signature is fluid and cursive, with the first name "Daidre" being more prominent.

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